

**Dockets involved will be:** WT 06-150, 06-169, 96-86 and PS 06-229

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Please see the attachment.

JUL 24 2007

Federal Communications Commission  
Office of the Secretary

Vincent d mcbride  
Mcbride spectrum partners,llc  
4685 muir ave  
San diego ca 92107

Telephone: 619-288-1753  
Mcbride22@cox.net

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# McBride Spectrum Partners, LLC

Ex Parte via Electronic Filing

The Honorable Robert McDowell

Commissioner

Federal Communications Commission

445 12<sup>th</sup> Street, SW

Washington, D.C. 20554

July 23, 2007

Re: WC Docket No. 06-150; PS Docket No. 06-229; WT Docket No. 96-86

Dear Commissioner McDowell:

McBride Spectrum Partners, LLC, (MSP) wish to commend you and the Commission for the proposed "**open network access**" policies being developed in connection with the 700MHz. spectrum auctions. As a true small business that has successfully won spectrum licenses in five different FCC spectrum auctions, No. 5, 22, 35, 44, and 49 we look forward to an evenhanded playing field in 700MHz, auctions with the hope and expectation that the upcoming 700MHz auctions will provide us with a meaningful opportunity to acquire additional spectrum to develop new and innovative services for the benefit of American wireless consumers.

With this in mind, we therefore urge the Commission to continue to hold firm against pressure from the incumbent nationwide wireless carriers and their trade association's opposition to network openness and its attempt to strong hold the American airwaves. As a result of the lobbying from companies with fresh visions like Google's and pursuant to the interests of the real parties at hand "the American people" who's comments have been heard and weighed, open access is a must. Small business may have a real opportunity to acquire spectrum in the up-coming 700MHz auction only if open access is part of the auction rules. The Commission is therefore precisely correct in adhering to the fully-considered consensus of an open wireless network which is supported by the American people and small business.

The Commission clearly understands that the underlying success of the 700 MHz. auctions is in the hands of small business and not the incumbent wireless telecommunications carriers. Small business is the life blood of this Nation eager to build

the next future IP mobile broadband network beyond the current analog networks of today. Although the well-financed nationwide carriers have mounted an aggressive lobbying campaign against network openness the Commission must continue to vigilantly protect its record of enhancing diversity and promoting small business presence in the wireless communications industry. Any garnishment of the proposed network openness requirements even if seemingly minor, will preclude small business and other similarly-situated companies from meaningful participation in the wireless industry going forward, tilting the playing field wholly in favor of the national carriers. We oppose any rules that don't include an open network with inter-network mandatory roaming agreements or any modifications of the auction structure that is not in favor of small business or moves in a direction that would diminish or hinder a path toward deployment of a nationwide pure IP broadband mobile network.

MSP would like to ask that the entire 22MHz. of spectrum in upper 700MHz. block set-aside for open access be sold in CMA market sizes so that all small business can bid on them and not just billion dollar market cap companies like AT&T or Googles. If the licenses are to be TRULY open access then it would be very easy for the winners of the CMA markets to reach roaming agreements and build a nationwide network. The Commission should not structure the auction rules for any one company. A 700MHz. auction with CMA markets would bring small business to the table and ring in larger auction revenue for the U.S. tax payers, even if diversity of spectrum ownership was the nucleus of Congress intent when it first allowed the FCC to auction off the American airwaves, and not to maximize revenues by way of FCC spectrum auctions. Maximizing revenues should not even be considered by the Commission.

For these reasons, we commend the Chairman and the Commission for the proposed network openness regulations giving small business the opportunity to participate in the 700MHz. auction and the opportunity to offer new and innovative wireless services in competition with the incumbent nationwide wireless telecommunications carriers. MSP intends to commit to bidding in the up-coming 700 MHz. auction as long as we have a level playing field with open network access requirements and CMA markets as part of the auction rules.

Sincerely,

Vincent D. McBride

cc: The Honorable Michael J. Copps, FCC Commissioner

The Honorable Jonathan S. Adelstein, FCC Commissioner

The Honorable Deborah Taylor Tate, FCC Commissioner

The Honorable Robert M. McDowell, FCC Commissioner

**Dockets: WT 06-150, 06-169, 96-86 and PS 06-229**

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JUL 24 2007

7/12/2007 3:56:06 PM - Email Acknowledgement sent to postscript1@comcast.net.

Federal Communications Commission  
Office of the Secretary

postscript1@comcast.net wrote on 7/11/2007 11:26:29 AM :

I am writing you regarding the so called "Open Access" policy the FCC is now considering.


I'm so sick of legislation being called what it is not. This policy would limit access. I vehemently oppose this.

I do not want the government to decide winners and losers regarding advanced communication services by supporting regulation of wireless technology. This auction of "open access" is anti free market and designed to benefit only a few spectrum bidders. This policy would mean heavy handed government regulation and very limited competition. I'm sorry aren't we trying to bring liberty to lands around the world while at home policies like this would limit our own? Do not play into the hands that want to limit debate and reinstitute an underhanded, sneaky, back door way to reinstate the "fairness doctrine!"

Lawyers and politicians that craft this type of regulation serve to undermine our Constitution's Freedom of Speech.

Mary Alger

Crystal Lake, IL

  
**Dockets: WT 06-150, 06-169, 96-86 and PS 06-229**

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JUL 24 2007

7/12/2007 3:55:54 PM - Email Acknowledgement sent to jeremy.d.racine@i-3com.com.

Federal Communications Commission  
Office of the Secretary

jeremy.d.racine@i-3com.com wrote on 7/11/2007 10:35:24 AM :

Jeremy Racine (jeremy.d.racine@i-3com.com) writes:

I am writing to express my opposition to the so called "open access" regulation currently proposed. This is a sham and another attack on free market. The market should be allowed to regulate itself, and government should keep its hands off. This is simply another step towards socialism. I will be watching closely how this develops, please have the courage to see that liberty is maintained in America.

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

**Dockets: WT 06-150, 06-169, 96-86 and PS 06-229**

7/11/2007 9:08:49 AM - Email Acknowledgement sent to david@broomeins.com.

david@broomeins.com wrote on 7/10/2007 11:23:28 AM :

David Neal (david@broomeins.com) writes:

Just read the article in USA Today regarding your plans to insist upon truly open broadband networks on the 700 MHz spectrum. Thanks. I'm just a consumer but am tired of being used by wireless companies. I can't believe we are behind Europe in some of our wireless practices.

WT 06-150, 06-169, 96-86 and PS 06-229

freebird1369\_21613@yahoo.com wrote on 7/13/2007 1:26:25 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

To free wireless Internet, the FCC and Congress must use the 700MHz spectrum auction to create an open network that gives consumers:

1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

James Hayden  
208 8th St.  
Apt. B  
St. Augustine, FL 32080

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

ld

WT 06-150, 06-169, 96-86 and PS 06-229

*h.curran@adelphia.net wrote on 7/13/2007 1:26:25 PM :*

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

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1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

Hugh %pa\_first\_name% Susan Curran  
99 Cross Road  
Surry, ME 04684

ld



WT 06-150, 06-169, 96-86 and PS 06-229

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mgarriss@gmail.com wrote on 7/13/2007 1:26:28 PM :

JUL 24 2007

Federal Communications Commission  
Office of the Secretary

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

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1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

Michael Garriss  
2777 Glenwood Ct #1  
Boulder, CO 80304

ld

WT 06-150, 06-169, 96-86 and PS 06-229

johnbrooks@centurytel.net wrote on 7/13/2007 1:27:31 PM :

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

To free wireless Internet, the FCC and Congress must use the 700MHz spectrum auction to create an open network that gives consumers:

1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

John S. Brooks  
5  
Gig Harbor, WA 98335-7673

ld

WT 06-150, 06-169, 96-86 and PS 06-229

capacbet@aol.com wrote on 7/13/2007 1:27:33 PM :

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

To free wireless Internet, the FCC and Congress must use the 700MHz spectrum auction to create an open network that gives consumers:

1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

Betty Songer  
5641 Calle Pacific  
Carpinteria, CA 93013

ld

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

WT 06-150, 06-169, 96-86 and PS 06-229

jane@nautilusdesign.biz wrote on 7/13/2007 1:28:33 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

To free wireless Internet, the FCC and Congress must use the 700MHz spectrum auction to create an open network that gives consumers:

1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

Jane Pulliam  
P.O. Box 282  
Bay Center, WA 98527

WT 06-150, 06-169, 96-86 and PS 06-229

cefalien@yahoo.com wrote on 7/13/2007 1:28:34 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

To free wireless Internet, the FCC and Congress must use the 700MHz spectrum auction to create an open network that gives consumers:

1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

Nick Cefaliello  
4660 66th Place  
Pinellas Park, FL 33781

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

ld

WT 06-150, 06-169, 96-86 and PS 06-229

david@lucidbyproxy.com wrote on 7/13/2007 1:28:38 PM :

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

To free wireless Internet, the FCC and Congress must use the 700MHz spectrum auction to create an open network that gives consumers:

1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

The creators of such innovative tech \*want\* their devices to be usable on an open network. But companies like AT&T have a stranglehold in the US, unlike the wireless markets anywhere else in the world. This is a broken, backward model, and it is why the US lags behind so many other countries in internet and wireless technologies and bandwidth. It's time to put a stop to this junk.

Sincerely,

David Nett  
5714 Craner Ave  
North Hollywood, CA 91601

ld

**Dockets involved will be: WT 06-150, 06-169, 96-86 and PS 06-229**

7/14/2007 11:26:08 PM - Email Acknowledgement sent to [kynada@gmail.com](mailto:kynada@gmail.com).

[kynada@gmail.com](mailto:kynada@gmail.com) wrote on 7/14/2007 10:57:07 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

Dear Federal Communications Commission,

If people are really as concerned as they claim to be about freedom... why are they customers of Apple? Why not switch to a phone that gives you freedom BY DESIGN? [www.openmoko.org](http://www.openmoko.org)

Sincerely,

Kyna Ada  
1 Microsoft Way  
Redmond, WA 98250

**Dockets involved will be: WT 06-150, 06-169, 96-86 and PS 06-229**

7/13/2007 7:45:55 PM - Email Acknowledgement sent to cekadidas@hotmail.com.

cekadidas@hotmail.com wrote on 7/13/2007 7:44:56 PM :

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has changed the cell phone market forever. Never before has there been a phone that does what the iPhone does. Unfortunately, people can't have it unless AT&T is their cell phone provider. The cost of terminating a contract with another provider is not worth it. I like the service I have with Verizon and I don't want to switch. When I go to get a new phone, I don't have a whole lot of choices. This is America. We are a capitalist country and we thrive on competition. Choice is important to consumers. We should be able to get any phone we want no matter what service we have. We also deserve to have an open Internet on our wireless Internet phones. Thanks for your time.

Sincerely,

Ryan Cek  
413 Oakhill Drive  
Richmond Heights, OH 44143



**WT 06-150, 06-169, 96-86 and PS 06-229**

7/13/2007 6:43:15 PM - Email Acknowledgement sent to chuckshanksjes11@yahoo.com.

chuckshanksjes11@yahoo.com wrote on 7/13/2007 8:39:20 AM :

*charles d shanks (chuckshanksjes11@yahoo.com) writes:*

please add my name to the list of individuals urging you to oppose the 'open access' approach to wireless services. thank you. charles shanks - peoria il

---

Server protocol: HTTP/1.1  
Remote host: 192.104.54.5  
Remote IP address: 192.104.54.5

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Office of the Secretary

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Office of the Secretary

**WT 06-150, 06-169, 96-86 and PS 06-229**

*CIMS00000464549 - "open access"*

7/13/2007 6:43:01 PM - Email Acknowledgement sent to elledgee@bellsouth.net.

elledgee@bellsouth.net wrote on 7/13/2007 10:55:25 AM :

The Government MUST NOT become involved in internet and wireless technology. As a private citizen and legal voter I am against this "open access"

Everett Elledge  
Pembroke Pines, FL  
954-966-0655

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

**WT 06-150, 06-169, 96-86 and PS 06-229**

7/13/2007 6:42:51 PM - Email Acknowledgement sent to mccutcheon1@gmail.com.

mccutcheon1@gmail.com wrote on 7/13/2007 11:28:44 AM :

Dear Mr. Martin,

As a citizen, I would like to express my support of an "open network" in any proposal to sell portions of the public's airwaves. Also, I would like to voice my support of network neutrality. Internet Service Providers should not have the ability to give preferential treatment to certain content providers. Lastly, I support the development a public safety network so first responders can all communicate singularly.

In regards to all of the above, the public airwaves belong to the public. If they are to be sold off for a onetime fee, after which private companies will reap millions, provisions should be inserted up front to ensure that further development keeps the greater public's best interests in mind. All too often our best interests are trumped by private corporations that value profit over us. Please do all you can to ensure that we come first.

Respectfully,

Michael McCutcheon  
218 Prospect Place  
Brooklyn, NY 11238

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

**Dockets:** WT 06-150, 06-169, 96-86 and PS 06-229

DDanner@Verizon.net wrote on 7/21/2007 5:31:01 AM :

Please support Google's proposed rules for the auction of the 700 MHz spectrum. I believe that these rules will promote the greatest long-term benefits for the most people.

Sincerely,  
Dan Danner  
A citizen of the USA

Id

Dockets  
CGB Guttyshurg  
7/27/07

**DOCKET WT 06-150, 06-169, 96-86 and PS 06-229**

7/13/2007 12:50:06 PM - Email Acknowledgement sent to idahodgeearl@yahoo.com.

idahodgeearl@yahoo.com wrote on 7/13/2007 12:49:24 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

To free wireless Internet, the FCC and Congress must use the 700MHz spectrum auction to create an open network that gives consumers:

1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

ida earl  
2540 eye st  
Arcata,, CA 95521

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Federal Communications Commission  
Office of the Secretary

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

**DOCKET WT 06-150, 06-169, 96-86 and PS 06-229**

7/13/2007 12:53:05 PM - Email Acknowledgement sent to dickieament@aol.com.

dickieament@aol.com wrote on 7/13/2007 12:51:31 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

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3. The freedom to access any content or services we want through our devices.

Sincerely,

Richard Ament  
650 S. Evergreen St.  
Chandler, AZ 85225

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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

**DOCKET WT 06-150, 06-169, 96-86 and PS 06-229**

7/13/2007 12:54:18 PM - Email Acknowledgement sent to pfrieler@sc.rr.com.

pfrieler@sc.rr.com wrote on 7/13/2007 12:53:42 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

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2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

Pat Frieler  
9716 Windsor Lake Blvd.  
Columbia, SC 29223

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JUL 24 2007

**DOCKET WT 06-150, 06-169, 96-86 and PS 06-229**

Federal Communications Commission  
Office of the Secretary

7/13/2007 12:56:47 PM - Email Acknowledgement sent to arkangyl-gabriel@comcast.net.

arkangyl-gabriel@comcast.net wrote on 7/13/2007 12:55:49 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet -- but bad policies allow companies like AT&T and Verizon to shackle great gadgets to their closed networks.

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2. The freedom to choose among many providers in a competitive wholesale marketplace.
3. The freedom to access any content or services we want through our devices.

Sincerely,

Gabriel Sheets  
1620 Shirley Street  
Merced, CA 95341



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JUL 24 2007

Federal Communications Commission  
Office of the Secretary

**DOCKET WT 06-150, 06-169, 96-86 and PS 06-229**

7/13/2007 12:46:31 PM - Email Acknowledgement sent to mvanlandingham@kc.rr.com.

mvanlandingham@kc.rr.com wrote on 7/13/2007 12:45:50 PM :

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Dear Federal Communications Commission,

The iPhone has set the stage for the future of mobile Internet  
-- but bad policies allow companies like AT&T and Verizon to  
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To free wireless Internet, the FCC and Congress must use the  
700MHz spectrum auction to create an open network that gives  
consumers:

1. The freedom to use whatever device we want on any network.
2. The freedom to choose among many providers in a competitive  
wholesale marketplace.
3. The freedom to access any content or services we want through  
our devices.

Sincerely,

mike VanLandingham  
6012 larsen ln  
shawnee, KS 66203